

**DISPOSITION FINDINGS
AND ORDER**

JC 14:11(5) NEW 11/07
Neb. Rev. Stat. § 43-247(3)(a)

IN THE JUVENILE COURT OF _____ COUNTY, NEBRASKA

IN THE INTEREST OF

CASE NUMBER: _____

CHILD/CHILDREN UNDER EIGHTEEN YEARS OF AGE

**DISPOSITION FINDINGS
AND ORDER**

1. On _____, this matter came on before the Court for a contested uncontested
Dispositional Hearing on the original petition subsequent petition supplemental petition
other (specify): _____.

2. Appearing in court were:
Child(ren) (Name, DOB, etc): _____

GAL for child(ren): _____
Attorney for child(ren): _____
Mother: _____
Attorney for mother: _____
Father: _____
Attorney for father: _____
Father: _____
County attorney: _____
NDHHS: _____
Facilitator: _____
CASA: _____
Other: _____

3. **EXHIBITS OFFERED AND ADMITTED INTO EVIDENCE:**
None Case Plan/ Court Report CASA Report GAL Report Visitation Report
Caregiver Information Form FCRB Report Other: _____

THE COURT FINDS AND ORDERS:

- 4. Notice of the date, time, and location of the hearing was properly given as required by law.
- 5. The child(ren)'s legal **removal date** from the parental home is: _____. The child(ren) have been in out-of-home placement for ____ months.
- 6. The child(ren), on _____, were found and adjudged a child(ren) within N.R.S. § 43-247(3)(a).

7. After considering the evidence, the Court makes the following specific findings of fact:
 I.e., necessity for placement of child(ren) or ability for child to return/remain in home _____
 I.e., visitation: parents and siblings _____
 I.e., paternity and child support _____

8. **CHILD(REN) NOT DETAINED**

- a. Services that would prevent the need for further detention are available.
 b. The child(ren) is returned to the custody of: mother father: _____ other (specify): _____
 c. The child(ren) and mother father: _____ other (specify): _____ are placed under the supervision of NDHHS for a minimum of 6 months pursuant to their voluntary agreement to informal supervision and the provision of services as set forth in the case plan.

CHILD(REN) DETAINED

- a. The child(ren) remain or shall be placed in the protective custody of NDHHS
 b. The child(ren) remain or shall be placed in:
 The assessed home of a relative
 An emergency shelter
 Other suitable licensed place
 c. Services, including those set forth in 11, are to be provided to the family as soon as possible to reunify the child(ren) with the family.
 d. Reasonable efforts were made to prevent or eliminate the need for removal from the home, including:
 1. _____
 2. As in Exhibit _____
 3. As in Case Plan Court Report: _____
 4. Other: _____

but out-of-home placement is necessary at this time.

Reasonable efforts were **not** made to prevent or eliminate the need for removal from the home.

Reasonable efforts to prevent or eliminate the need for removal are not required because:

1. The parent has subjected the child to aggravated circumstances in accordance with §43-283.01, Subd. 4(a).
 2. The parent of the child has committed or attempted to commit murder or voluntary manslaughter or committed felony assault, in accordance with § 43-283.01, Subd. 4(b).
 3. The parental rights of the parent to a sibling of the child have been involuntarily terminated.
 e. Relative Placement
 There is a relative who is able, assessed and willing to care for the child.
 A relative who is able, assessed, and willing to care for the child is not available.
 There is a relative who is willing to care for the child, and NDHHS shall assess the relative as a placement option.
 NDHHS shall actively search for a relative who is willing and able to care for the child.

9. a. The NDHHS case plan reasonably addresses the findings of fact enumerated at adjudication.
 b. The NDHHS case plan does not reasonable address the findings of fact enumerated at adjudication.

10. **CHILD(REN) 16 YEARS OF AGE AND OLDER:**

- a. The services set forth in the case plan include those needed to assist the child(ren) 16 years of age and older in making the transition from foster care to independent living.
 b. The services set forth in the case plan do **not** include those needed to assist the child(ren) 16 years of age and older in making the transition from foster care to independent living.
 c. To assist the child(ren) in making the transition to independent living, NDHHS must add to the case plan and provide the services:
 1. set forth on the record
 2. as follows: _____

11. **DISPOSITION:** The child(ren)'s best interests would be served by the following disposition:

The child(ren) and parent(s) shall participate in individual/family therapy arranged and approved by NDHHS.
The mother father: _____ other: _____ shall
totally abstain from the consumption or use of alcohol and all controlled substances not prescribed by a licensed
physician and not associate with those who so indulge
The mother father: _____ other: _____
shall submit to random testing as requested by NDHHS.

12. This disposition is the least restrictive one that is appropriate under the circumstances.

13. The child(ren) and parent(s) shall cooperate with NDHHS in its provision of services herein.

14. NDHHS shall communicate with and release to service providers or educational institutions/programs assigned herein information on whether or not the minor/parent/ guardian are in compliance with orders of this court.

15. Jurisdiction of the Court in this matter shall terminate on _____, unless application or order of the Court is sooner made to extend or terminate same.

16. Notice and the right to be heard has been provided to the foster/preadoptive parents/ relative caregiver by the court as required by N.R.S. § 43-1314.

17. Other: (i.e., visitation, no contact orders, services, etc.)

18. **The next hearing is scheduled as follows:**

Hearing Date: _____	Time: _____	Court Room: _____
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- a. **Review Hearing**
- b. **Permanency Hearing**
- c. **Settlement Conference**
- d. **Other:** _____

19. The petition is dismissed. Jurisdiction of the court is terminated. All appointed counsel are relieved of the duty to provide further representation.

20. All prior orders not in conflict with this order remain in full force and effect.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED AS HEREIN ABOVE SET.

DATED: _____

BY THE COURT:

_____, **JUDGE**

REGARDING ALLEGATIONS OF ABUSE OR NEGLECT

NOTICE: PLACEMENT OF YOUR CHILD IN FOSTER CARE MAY RESULT IN YOUR LOSS OF YOUR RIGHTS TO YOUR CHILD. IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE COUNTY ATTORNEY OR GUARDIAN AD LITEM MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND UNDER CERTAIN CIRCUMSTANCES MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.